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FEB 0 7 2008

In re Application of

Michael B. Zemel, et al

Serial No. 10/827296

Filed: April 20, 2004

For: METHOD OF REDUCING RISK OF A

WEIGHT-RELATED HEALTH DISEASE

NOTICE OF WITHDRAWAL

FROM ISSUE

UNDER 37 CFR 1.313(b)

The purpose of this communication is to inform you that the above-identified application is being withdrawn from issue pursuant to 37 CFR 1.313(b).

The application is being withdrawn in order to apply art under 35 USC 103. The reasons therefore will be communicated to you by the examiner.

The issue fee is refundable upon written request. If, however, the application is again found allowable, the issue fee can be applied toward payment of the issue fee in the amount identified on the new Notice of Allowance and Issue Fee Due upon written request. This request and any balance due must be received on or before the due date noted in the new Notice of Allowance in order to prevent abandonment of the application.

Telephone inquiries should be directed to Johann Richter, Ph.D. at (571) 272-0646.

The above-identified application is being forwarded to the examiner for prompt appropriate action, including notifying applicant of the new status of this application.

Christopher S. Low, Acting Director

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